

OFFICIAL MINUTES
MEETING OF THE STATE BOARD OF EDUCATION
BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO
TRUSTEES OF IDAHO STATE UNIVERSITY
TRUSTEES OF LEWIS-CLARK STATE COLLEGE
TRUSTEES OF BOISE STATE UNIVERSITY
STATE BOARD FOR PROFESSIONAL TECHNICAL EDUCATION
TRUSTEES FOR THE IDAHO SCHOOL FOR THE DEAF AND THE BLIND

January 12, 2001
Special Meeting - Work Session
January 15, 2001
Special Meeting
January 22-23, 2001
Regularly Scheduled Meeting
January 31, 2001
Special Meeting
Boise, Idaho

The meeting notices were posted and distributed in compliance with Idaho Open Meeting Law requirements. With quorums present, the meetings were lawfully convened by Mr. Tom Boyd, President of the State Board of Education and Board of Regents of the University of Idaho, presiding.

Members

Tom Boyd, President
Karen McGee, Vice President
James C. Hammond, Secretary
Curtis H. Eaton
Blake Hall
Marilyn Howard, State Superintendent of Public Instruction
Roderic W. Lewis
Darrell V Manning

All exhibits, appendices and items referenced in these minutes are on file as permanent exhibits with the Office of the State Board of Education.

**Compensated days for members of the State Board of Education/Board of Regents
of the University of Idaho for the month of January, 2001.**

<u>James Hammond</u>	<u>Days</u>		<u>Curtis H. Eaton</u>	<u>Days</u>
01/02,04,10,12,15,19, 7.0		01/12		1.0
21,22,23,31				
 <u>Darrell Manning</u>	 <u>Days</u>		 <u>Tom Boyd</u>	 <u>Days</u>
01/08,12,15,17,18,22,23,31	5.0		01/04,12,15,18,19,	9.0
			21,22,23,31	
 <u>Karen McGee</u>	 <u>Days</u>		 <u>Blake Hall</u>	 <u>Days</u>
01/03,10,12,15,18,19	10.0		01/12,15,21,22,23,31	5.0
21,22,23,31				
 <u>Rod Lewis</u>	 <u>Days</u>			
01/03,12,15,19,22,23,31	5.0			

**Non-compensated days for members of the State Board of Education/Board of
Regents of the University of Idaho for the month of January, 2001.**

<u>Curtis H. Eaton</u>	<u>Days</u>	<u>Marilyn Howard</u>	<u>Days</u>
01/15,21,22,23,31	4.0	01/03,12,15,19,31	3.0

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January 12, 2001 - Special Meeting (9:00 a.m. - 11:45 a.m.)

Members Present

Tom Boyd, President

Karen McGee, Vice President

James C. Hammond, Secretary

Curtis H. Eaton

Blake Hall

Marilyn Howard, State Superintendent of Public Instruction

Roderic W. Lewis

Darrell V Manning

A work session was held to discuss and coordinate the issues and presentations for the 2001 Legislative Session. (See January 22-23, 2001 minutes for a report on the work session.)

January 15, 2001 - Special Meeting (1:30 a.m. - 3:30 p.m.)

Members Present

Tom Boyd, President
Karen McGee, Vice President
James C. Hammond, Secretary
Curtis H. Eaton
Blake Hall
Marilyn Howard, State Superintendent of Public Instruction
Darrell V Manning

Executive Session (1:30pm-3:00pm)

It was moved by Mr. Hall and seconded by Mr. Hammond to enter into Executive Session Pursuant to Section 67-2345 1 (a) to consider hiring a public officer, employee, staff member or individual agent and (b) to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against a public officer, employee, staff member or individual agent or public school student. **A Roll Call vote was taken; the motion carried (6-0):**
(Motion #1)

AYES: Ms. McGee, Mr. Hall, Mr. Hammond, Mr. Eaton, Mr. Manning, Mr. Boyd

NAYS: None

ABSTAIN: None

ABSENT: Mr. Lewis, Dr. Howard (entered after session had begun)

The Board discussed the Assessment Consultant Services applicant and contractor.

Open Session (3:00pm-3:30pm)

It was moved by Ms. McGee, seconded by Mr. Hall and carried (7-0) to pursue a MOU with the State Department of Education to contract up to \$500,000 with the Board for Assessment. (Motion #2)

(Meeting Minutes taken by Greg Fitch.)

January 22-23, 2001 Regularly Scheduled Meeting

BOARDWORK

1. Oath of Office

The Oath of Office was administered to Mr. Darrell Manning by President Boyd. Mr. Manning's term will run January 5, 2001 through March 1, 2002.

2. Agenda Approval

It was moved by Mr. Hammond and seconded to approve the agenda for the January 22-23, 2001 meeting. The motion was amended by Mr. Eaton and Mr. Hall to:

- 1) Add Technology Literacy for Teachers Rule, Tuesday, 1:05pm
- 2) The amended motion carried (7-0). (Motion #1)

It was moved by Mr. Hammond, seconded by Mr. Hall and carried (7-0) to move the Idaho's MOST report to Tuesday, 1:15pm. (Motion #2)

3. Rolling Calendar

It was moved by Mr. Hammond, seconded by Mr. Manning and carried (7-0) to approve the dates coinciding with JFAC presentations as the dates and Boise State University as the location of the January, 2002 regularly scheduled Board meeting. (Motion #3)

4. Minutes Approval

It was moved by Mr. Hammond, seconded by Mr. Lewis and carried (7-0) to approve the September and October, 2000 minutes. (Motion #4)

5. Residency Appeal

It was moved by Mr. Hammond, seconded by Dr. Howard and carried (8-0) to appoint Dr. Robin Dodson as hearing officer to hear a request from a Boise State University student. (Motion #5)

Boardwork materials on file as Exhibit #1 with the Office of the State Board of Education.
BUSINESS AFFAIRS & HUMAN RESOURCES

Finance

1. Minutes of the November, 2000 Meeting

Approved in committee.

2. Routine Institution/Agency Agenda Items

It was moved by Mr. Eaton and carried (7-0) to approve the Routine Finance agendas for Boise State University, the University of Idaho, Idaho State University, the Idaho School for the Deaf and the Blind and the Division of Vocational Rehabilitation. (Motion #22)

3. Non-Resident Fee Waiver Report

It was moved by Mr. Eaton and carried (7-0) to accept the report on non-resident tuition waivers as presented. (Motion #23)

4. Intercollegiate Athletic Gender Equity Report

It was moved by Mr. Eaton and carried (8-0) to accept the Intercollegiate Athletic Gender Equity report as presented. (Motion #24)

5. Financial Assessment and Outlook

Topic to be discussed at the next Board meeting.

6. Idaho Promise Scholarship

It was moved by Mr. Eaton and carried (8-0) to approve the amount of the Idaho Promise Scholarship, Category B, at \$250 per student per semester for those first time freshmen under the age of 22 in the academic year 2001-02, if the funding is approved. (Motion #25)

Human Resources

1. Minutes of the November, 2000 Meeting

Approved in committee.

2. Routine Institution/Agency Agenda Items

It was moved by Mr. Eaton and carried (7-0) to approve the Routine Personnel agendas for Boise State University, the University of Idaho, Idaho State University, Lewis-Clark State College, the Division of Professional-Technical Education, Eastern Technical College, the Idaho Division of Vocational Rehabilitation and Idaho Public Television. (Motion #20)

3. Non-Routine Institution/Agency Agenda Items

It was moved by Mr. Eaton and carried (7-0) to approve the Personnel/Student Affairs Non-routine agenda items for Boise State University, Idaho State University and the University of Idaho. (Motion #21)

4. LCSC Presidential Search Update

Information Item. No discussion or action.

Education.

INSTRUCTION, RESOURCE & STUDENT AFFAIRS

1. Minutes of the November, 2000 Meeting

Approved in committee.

2. Minutes of Ad hoc Committee Meetings

Approved in committee.

3. Criteria for Program Approval

Information item. No discussion or action.

4. Math and Science Preparation

To be brought back at the next meeting.

5. SBOE Intellectual Property Policy Review

Information item. No discussion or action.

6. Achievement Standards Update

Information item. No discussion or action.

7. EPSCoR Appointments

1. HERC recommended that Rep. Maxine T. Bell be appointed to replace Rep. Jim Kempton on the Idaho-EPSCoR Committee.
2. HERC recommended that Mr. R. James Coleman, Dr. Blake F. Grant and Mr. John L. Stoner be appointed to serve on the Idaho-EPSCoR Committee.
3. HERC recommended Dr. Dennis L. Stevens be appointed to fill the new biomedical-experienced position.

It was moved by Mr. Lewis and carried (7-0) to approve the nominations to the Idaho EPSCoR Committee for three-year terms, January 2001 through January 2004. (Motion #26)

8. Idaho Technology Incentive Grant Program

It was moved by Mr. Lewis and carried (6-0) to approve the request to approve the Idaho Technology Incentive Grant Program Request for Proposals (RFP) with the changes noted in the exhibit. (Motion #27)

It was moved by Mr. Lewis and carried (6-0) to approve the Board request to change the legislative intent language for the technology funds in the college and university lump sum appropriation. (Motion #28)

IRSA Committee agenda on file as Exhibit #s10 & 11 with the Office of the State Board of Education.

PLANNING, POLICY & GOVERNMENTAL AFFAIRS COMMITTEE

1. Minutes of January 12, 2001 Work Session

It was moved, seconded and carried (8-0) to approve the minutes of the January 12, 2001 Work Session with the following addition:

- 1) Representative Tilman asked the Board to bring topics of interest to the Education Committees.**

2. Presidents' Council

Dr. Bowen said the Presidents' Council should bring the following issues to the Board:

- 1) The presidents feel there is a great deal of time being wasted in the upper levels of high school and are eager to assist the Board in developing a solution. Ms. McGee asked the Presidents and faculty to provide input to the IRSA Committee regarding dual/concurrent enrollment.**
- 2) The PC Chair has been asked to attend the next meeting of the Board of Examiners to discuss moving expense reimbursements. He will ask the BoE to give the presidents discretion with accountability.**
- 3) The presidents feel student fees will need to be increased this year.**
- 4) The Idaho Association of Commerce and Industry has been very effective when endorsing the Board's budget request items. The presidents will renew their relationship with the Association.**

3. Agency Heads' Council

Ms. Ann Stephens presented the recommendations of the Corrections Education and Programs Advisory Council. The State Board of Corrections is also reviewing the recommendations and their approval is expected.

It was moved by Dr. Howard, seconded by Mr. Hammond and carried (8-0) to approve the recommendations of the Corrections Education and Programs Advisory Council for adult correctional education. (Motion #15)

4. Funding Equity

Several Board members asked the Presidents' Council provide the Board with the necessary historical background and recommendations for re-analyzing the funding

process. Dr. Bowen said they would do so.

5. Legislative Items of Interest

Public School Funds - \$6,000,000

Mr. Hall asked Mr. Manning if his intent in Motion #16 was to instruct the staff to come back with a working paper that would go through each of the Governor's initiatives with a proposal as to what the Board's position would be and how it would recommend implementation of the proposals. Mr. Manning said that was accurate. Mr. Eaton agreed with the first part of Mr. Hall's statement, but felt it was the Board's responsibility to review the staff analysis and make recommendations. Mr. Hall felt the staff could come back with an analysis and implementation recommendations, which the Board could accept, modify or not accept.

Mr. Manning felt the task should be completed before the next Board meeting. Dr. Fitch advised that Mr. Hasselquist has prepared a sheet with a numerical analysis of each item. He suggested the staff provide an impact statement rather than recommendations. Mr. Lewis felt it would be helpful to have a subgroup analyze the items and provide several recommendations. He asked Dr. Fitch to provide input on which individuals should comprise the subgroup. Dr. Fitch said he would work with Mr. Manning, Dr. Ruud and appropriate staff.

Dr. Howard said she would abstain because she has been working with a coalition developing the budget and felt she should go back to the coalition and discuss it with them.

Mr. Eaton said his understanding was that the Board would get back a white paper on each of the initiatives saying that if it is supported by the Board, the staff recommends its implementation.

It was moved by Mr. Manning, seconded by Mr. Hammond and carried (7-1; Dr. Howard abstained) to direct the staff to come back with recommendations on the Governor's initiatives. (Motion #16)

Dr. William Ruud said the Governor's office would develop draft language and criteria, and then sit down with Dr. Howard and Dr. Fitch to review the draft.

Systemwide Funds

As a result of increases in systemwide needs, Dr. Fitch and Mr. Hasselquist asked the Board to increase the amount the OSBE receives from the institutions to \$150,000.

Mr. Eaton was concerned that the request was brought forth out of the budget cycle.

It was moved by Mr. Manning and seconded by Mr. Hall to approve an increase in systemwide applications up to \$150,000. The motion failed (3-4). (Motion #17)

It was moved by Mr. Lewis, seconded by Mr. Manning and carried (6-0) to reconsider the vote on Motion #17. (Motion #29)

It was moved by Mr. Manning, seconded by Mr. Hammond and carried (6-0) to hold Motion #17 to no later than the March meeting. (Motion #30)

PPGA Committee agenda on file as Exhibit #7 with the Office of the State Board of Education.

OTHER

1. Professor of the Year

Dr. Ruch introduced Dr. Russell Centanni, CASE's 2000 Idaho Professor of the Year.

2. IPTV Privatization Study

It was moved by Mr. Manning, seconded by Mr. Eaton and carried (6-0) to receive and file the Idaho Public Television Privatization Study. (Motion #6)

Mr. Morrill was asked to come back in February to give a full presentation. It was agreed that a public comment period will be held in February to enable interested citizens to address the Board regarding the report.

Exhibit #s 2 & 3

3. Open House for Legislators

Among the Legislators meeting with the Board were:

- 1) Senator Bart Davis
- 2) Senator Darrel Deide
- 3) Rep Frances Field
- 4) Senator John Geodde
- 5) Rep Doug Jones
- 6) Senator Robert Lee
- 7) Rep Ken Robison
- 8) Senator Gary Schroeder
- 9) Rep Sher Sellman
- 10) Senator Joe Stegner
- 11) Rep Fred Tilman
- 12) Senator Lin Whitworth
- 13) Rep Gary Young

Among the items discussed were:

K-12

- 1) Accountability: consequences and rewards

- 2) The K-12 budgeting process
- 3) School improvement
- 4) Local control
- 5) Teacher Salaries, skills and development
- 6) Board involvement in K-12
- 7) Pre-K education
- 8) Promise Scholarship

Higher Education

- 1) Governance
- 2) Community College governance
- 3) Higher education in Canyon County
- 4) Statewide governance needs
- 5) Student Fees
- 6) Dual Enrollment

4. Concurrent Enrollment

Mr. Melvin Beutler gave a presentation to the Board on Dual/Concurrent Enrollment.

Exhibit #4

5. Executive Session

It was moved by Mr. Eaton and seconded by Mr. Hammond to enter into Executive Session “pursuant to Section 67-2345, 1, (a) to consider hiring a public officer, employee, staff member or individual agent; (b) to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against a public officer, employee, staff member or individual agent, or public school student; (d) to consider and advise its legal representatives in pending litigation or where there is a general public awareness of probable litigation. **A roll call vote was taken:** (Motion #18)

AYES: Ms. McGee, Mr. Hammond, Mr. Eaton, Dr. Howard, Mr. Manning, Mr. Hall and Mr. Boyd
NAYS: None
ABSTAIN: None
ABSENT: Mr. Lewis

The Board discussed the following items in Executive Session:

- a. The possible hiring of a public employee or individual agent.
- b. The review of a hearing officer's recommendation regarding whether to dismiss or discipline a public employee.
- c. The review of a matter currently in pending litigation, and to consider legal advice regarding the same.
- d. The Board performed a routine periodic performance evaluation of one of it's employees.
- e. The Board considered the proposed hiring of a public employee.
- f. The Board was advised as to the resignation of a public employee and reviewed the employee's personnel records that are exempt from public disclosed.

(Executive Session Minutes taken by Kevin Satterlee.)

6. Response to Personnel Action

It was moved by Mr. hall, seconded by Ms. McGee and carried (8-0) to accept the recommendation of the hearing officer in the matter of Leung Rao of Idaho State University. (Motion #19)

7. Commission on Assessment and Accountability

Information item. No discussion or action.

8. Idaho's MOST

Information item. No discussion or action.

Exhibit #12

9. Technology Literacy for Teachers

Mr. Eaton asked the SDOE to review the policy of impacting a school's accreditation instead of a teacher's certification when that teacher does not meet technology requirements.

**Exhibit Materials on file with the Office of the State Board of Education.
STATE DEPARTMENT OF EDUCATION**

A. Letters of Authorization

It was moved by Dr. Howard, seconded by Mr. Hammond and carried (5-0) to approve the request for Letters of Authorization as submitted by the Professional Standards Commission and listed in the exhibit. (Motion #7)

B. Adoption of Curricular Materials

It was moved by Dr. Howard, seconded by Mr. Manning and carried (7-0) to approve the request for adoption of curricular materials and related instructional materials as recommended by the Curricular Materials Selection Committee. (Motion #8)

C. Appointments to Curricular Materials Selection Committee

It was moved by Dr. Howard, seconded by Ms. McGee and carried (7-0) the request for three appointments to the Idaho State Curricular Materials Selection Committee as submitted: Peggy Wenner from the Department of Education for one year; Nancy Walker from the Division of Professional-Technical Education for one year; and Jean Robinson, secondary teacher, for five years. (Motion #9)

D. Requests to Transport Students Less than One and One-half Miles

It was moved by Dr. Howard, seconded by Mr. Eaton and carried (7-0-1; Mr. Lewis abstained) to approve the request for Approval to Transport Students Less than One and One-half Miles. (Motion #10)

E. Trustees for Whitepine SD Deconsolidation

It was moved by Dr. Howard, seconded by Ms. McGee and carried (8-0) to approve the following individuals as school board trustees for West Whitepine School District No. 287: (Motion #11)

Zone 1 – Kent Nichols

Zone 2 – Jill Groseclose

Zone 3 – Dana Hoskins

Zone 4 – Gary Osborn

Zone 5 – Wendy Fredickson

It was moved by Dr. Howard, seconded by Mr. Hammond and carried (8-0) to approve the following individuals as school board trustees for East Whitepine Jt. School District No. 288: (Motion #12)

Zone 1 – Byron Cannon
Zone 2 – Steve Henderson
Zone 3 – Barb Femreite
Zone 4 – Craig Dalton
Zone 5 – Shelly McLam

F. Rezone South Lemhi SD No. 292

It was moved by Dr. Howard, seconded by Mr. Hall and carried (8-0) to approve the proposal by South Lemhi School District No. 292 to redefine their trustee zones. (Motion #13)

G. Superintendent's Report

Information only. No action was taken.

: January 22, 1:00 p.m. - 6:00 p.m.
January 23, 11:34 a.m. - 5:30 p.m.

Agenda and materials on file as Exhibit #s 5 & 6 with the Office of the State Board of Education.

State Board of Education

January 31, 2001

January 31 - Special Meeting (11:30 a.m. - 1:30 p.m.)

Members Present

Tom Boyd, President

Karen McGee, Vice President

James C. Hammond, Secretary

Curtis H. Eaton

Blake Hall

Marilyn Howard, State Superintendent of Public Instruction

Darrell V Manning

EXECUTIVE SESSION (11:30 a.m. - 12:30 p.m.)

It was moved by Mr. Hall and seconded by Mr. Hammond to enter into Executive Session Pursuant to Section 67-2345 1 (a) to consider hiring a public officer, employee, staff member or individual agent and (d) to consider records that are exempt by law from public inspection. **A Roll Call vote was taken; the motion carried (7-0):** (Motion #1)

AYES: Mr. Lewis, Ms. McGee, Mr. Hall, Mr. Hammond, Mr. Eaton, Mr. Manning, Mr. Boyd

NAYS: None

ABSTAIN: None

ABSENT: Dr. Howard (entered after session had begun)

The Board discussed the hiring of a public employee or individual agent. The Board reached not decision regarding the issue discussed.

(Minutes of Executive Session taken by Kevin Satterlee.)

OPEN SESSION (12:30 p.m. - 1:30 p.m.)

A. Governor's Budget Recommendations

Capital Budgets

It was moved by Mr. Eaton, seconded by Mr. Manning and carried (7-0) to recommend the Board support the Governor's recommendation as to the capital budget, restricted

to our area of purview so it would be those capital budget items that are under the aegis of the State Board of Education. (Motion #2)

Teacher and Faculty Salaries

It was moved by Mr. Eaton, seconded by Mr. Manning and carried (7-0) that the Board reaffirm that Teacher and Faculty Salaries are a priority of this Board and encourage the legislature to appropriate and authorize CEC increases and, in addition to that, the highest possible additional percentage for salaries as the legislature deems possible. (Motion #3)

Bonuses; Textbooks and Classroom Supplies; and Safe Schools

It was moved by Mr. Eaton and seconded by Mr. Manning that the Board support the Governor's recommendations for one-time funding for signing Bonuses; Textbooks and Classroom Supplies; and Safe Schools. **The motion was withdrawn.** (Motion #4)

It was moved by Mr. Eaton, seconded by Mr. Manning and carried (6-1) to support the one-time funds for purchase of Textbooks and Classroom Supplies, and the one-time component of Safe Schools, which is \$1M. (Motion #5)

Recruitment and Retention of Teachers

It was moved by Mr. Hall, seconded by Mr. Hammond and carried (6-1) to endorse the Governor's recommendation in Recruitment and Retention of Teachers in the amount of \$6M. (Motion #6)

Community Resource Workers

No position taken.

School Counselors

No position taken.

Math Accountability

It was moved by Mr. Manning, seconded by Mr. Hammond and carried (5-2) that we support the Math Accountability for \$500,000. (Motion #7)

B. Assessment & Accountability Coordinator

Not addressed.

C. Other Legislative Items of Interest

IPTV Hearings

Dr. Greg Fitch said the House Education Committee is looking to the Board for specific direction on the report, i.e. for the Board to take some action on it or endorse it. Ms. Laurie Boston was asked to schedule for public hearings and notify the public that February 9 would be the cutoff date for the receipt of written comments. Ms. Boston was also asked to get the hearing and comment information out to the public.

It was moved by Mr. Hall, seconded by Ms. McGee and carried (7-0) to schedule a February 7, 6:30pm-8:30pm meeting at public television for purposes of a hearing on the public television report on privatization. (Motion #8)

Faculty Increases

It was moved by Mr. Manning, seconded by Mr. Hammond and carried (7-0) that the Board recommend that the institutions be allowed to determine how to implement facility increases. (Motion #9)

Joint Powers Agreement Between SBOE & SDOE - \$500,000 for Assessment

It was moved by Mr. Hall, seconded by Mr. Hammond and carried (6-0) to approve (Joint Powers Agreement). (Motion #10)

Exhibit Materials on file with the Office of the State Board of Education.

CERTIFICATION:

To the best of my knowledge, these minutes constitute a complete and accurate record of the proceedings of the meetings. (The minutes are not verbatim; however, the motions contained

herein are verbatim.)

Recording Secretary: Vicki E. Barker